

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 517 of 1999

IN

CRIMINAL APPEAL NO. 530 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH and

MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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ABDUL MAJID ABDUL HAK ANSARI JEBUNISSA ABDUL MAJID

Versus

STATE OF GUJARAT

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Appearance:

MS SUBHADRA G PATEL for Petitioner

MR SP DAVE, APP for Respondent No. 1

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CORAM : MR.JUSTICE M.S.PARIKH and

MR.JUSTICE A.K.TRIVEDI

Date of decision: 05/02/99

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. S.P. Dave,  
Ld. A.P.P. for the State.

2. Heard. It is no-doubt true that the petitioner

is undergoing sentence by virtue of his conviction under the provisions of the N.D.P.S. Act. However, the report of the jail authority as well as police report indicate that on earlier occasions when he was released on temporary bail, he surrendered in time and there was no untoward incident during the period when he was on such temporary bail. Besides, the occasion for which the petitioner seeks temporary bail is marriage of his two daughters. Hence, in the facts of the case, we pass following order :-

The petitioner shall be released on temporary bail in the sum of Rs.5,000/- (Rupees five thousand only), which amount shall be deposited before the concerned jail authority, for a period upto 9/2/1999, on which date he shall surrender at or before 5.00 p.m.

Rule made absolute in the aforesaid terms. D.S.P.

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PVR.